

Executive Branch Personnel Public Financial Disclosure Report (OGE Form 278e)

Filer's Information

Burke, Marcella

Deputy General Counsel, Environmental Protection Agency

Date of Appointment: 11/12/2017

Other Federal Government Positions Held During the Preceding 12 Months:

None

Electronic Signature - I certify that the statements I have made in this form are true, complete and correct to the best of my knowledge.

/s/ Burke, Marcella [electronically signed on 11/28/2017 by Burke, Marcella in Integrity.gov] - Filer received a 45 day filing extension.

Agency Ethics Official's Opinion - On the basis of information contained in this report, I conclude that the filer is in compliance with applicable laws and regulations (subject to any comments below).

/s/ Fugh, Justina, Certifying Official [electronically signed on 12/05/2017 by Fugh, Justina in Integrity.gov]

Other review conducted by

U.S. Office of Government Ethics Certification

Data Revised 12/05/2017

Data Revised 12/01/2017

Data Revised 11/29/2017

1. Filer's Positions Held Outside United States Government

#	ORGANIZATION NAME	CITY, STATE	ORGANIZATION TYPE	POSITION HELD	FROM	TO
1	Texas Supreme Court	Austin, Texas	Supreme Court	Attorney/ Law Clerk	1/2015	7/2015
2	Akin Gump LLP	Houston, Texas	Law Firm	Attorney	9/2015	9/2017

2. Filer's Employment Assets & Income and Retirement Accounts

#	DESCRIPTION	EIF	VALUE	INCOME TYPE	INCOME AMOUNT
1	Akin Gump LLP (law firm)	N/A		Salary/Bonus	\$555,898
2	PIMCO Total Return Bond Fund	Yes	\$1,001 - \$15,000		\$201 - \$1,000
3	State Street S&P 500 Index Fund	Yes	\$15,001 - \$50,000		None (or less than \$201)
4	Vanguard Russell 2000 Index Fund	Yes	\$15,001 - \$50,000		\$201 - \$1,000
5	Vanguard Developed Markets Index Fund	Yes	\$15,001 - \$50,000		\$201 - \$1,000
6	Vanguard Emerging Markets Stock Index Fund	Yes	\$15,001 - \$50,000		\$201 - \$1,000
7	ERS Regular Service Account - Cash Value	Yes	\$1,001 - \$15,000		None (or less than \$201)
8	Vanguard Total Bond Market	Yes	\$1,001 - \$15,000		\$201 - \$1,000
9	Vanguard Total International Stock Index Fund	Yes	\$15,001 - \$50,000		\$201 - \$1,000

#	DESCRIPTION	EIF	VALUE	INCOME TYPE	INCOME AMOUNT
10	Vanguard Total Stock Index Fund	Yes	\$15,001 - \$50,000		\$201 - \$1,000
11	Wells Fargo Stock (WFC)	No	\$1,001 - \$15,000	Dividends	\$201 - \$1,000
12	Citigroup (C)	No	\$1,001 - \$15,000		None (or less than \$201)
13	BWX Technologies (BWXT) stock sale	No	None (or less than \$1,001)	Capital Gains	\$2,501 - \$5,000

3. Filer's Employment Agreements and Arrangements

#	EMPLOYER OR PARTY	CITY, STATE	STATUS AND TERMS	DATE
1	Akin Gump	Washington DC, District of Columbia	I will continue to participate in this defined contribution plan. The plan sponsor will not make further contributions after my separation.	9/2012
2	Supreme Court of Texas	Austin, Texas	I will continue to participate in this defined contribution plan (ERS Regular Service Account). The plan sponsor will not make further contributions after my separation.	12/2014

4. Filer's Sources of Compensation Exceeding \$5,000 in a Year

#	SOURCE NAME	CITY, STATE	BRIEF DESCRIPTION OF DUTIES
1	Akin Gump LLP	Houston, Texas	Provided legal services to public and private energy companies
2	Texas Supreme Court	Austin, Texas	Judicial Law Clerk
3	Sandridge Energy	Oklahoma City, Oklahoma	Provided legal services
4	Origis Energy	Miami, Florida	Provided legal services

#	SOURCE NAME	CITY, STATE	BRIEF DESCRIPTION OF DUTIES
5	Noble Energy	Houston, Texas	Provided legal services
6	MPLX	Findlay, Ohio	Provided legal services
7	Sunpower Corporation	San Jose, California	Provided legal services
8	Landmark Infrastructure Partners LP	El Segundo, California	Provided legal services
9	Diamondback Energy	Midland, Texas	Provided legal services
10	Fossil Group	Richardson, Texas	Provided legal services
11	Hannon Armstrong Sustainable Infrastructure	Annapolis, Maryland	Hannon Armstrong Sustainable Infrastructure
12	Newfield Exploration Company	Houston, Texas	Provided legal services
13	AES Distributed Energy	Boulder, Colorado	Provided legal services
14	York Capital Management	New York, New York	Provided legal services
15	Rice Midstream Management	Pittsburgh, Pennsylvania	Provided legal services
16	Sanchez Energy Corporation	Houston, Texas	Provided legal services
17	Grant Sims	Houston, Texas	Provided legal services
18	Vallourec	Boulogne-Billancourt, Outside U.S.	Provided legal services
19	BEUSA Energy LLC	The Woodlands, Texas	Provided legal services

5. Spouse's Employment Assets & Income and Retirement Accounts

#	DESCRIPTION	EIF	VALUE	INCOME TYPE	INCOME AMOUNT
1	Noble Energy	N/A		salary, bonus	
2	Vanguard Total Bond Market ETF	Yes	\$15,001 - \$50,000		\$201 - \$1,000
3	Vanguard Total International Bond Market ETF	Yes	\$1,001 - \$15,000		\$201 - \$1,000
4	Vanguard Total Stock Market ETF	Yes	\$100,001 - \$250,000		\$2,501 - \$5,000
5	Vanguard Total International Stock Market ETF	Yes	\$50,001 - \$100,000		\$2,501 - \$5,000
6	Vanguard Institutional Index Fund	Yes	\$15,001 - \$50,000		\$1,001 - \$2,500
7	Vanguard Total International Index Fund	Yes	\$15,001 - \$50,000		\$2,501 - \$5,000
8	Vanguard Extended Market Index Fund	Yes	\$15,001 - \$50,000		\$1,001 - \$2,500
9	Vanguard Total Bond Market Fund	Yes	\$1,001 - \$15,000		\$201 - \$1,000
10	DFA US Small Cap Fund	Yes	\$15,001 - \$50,000		\$201 - \$1,000
11	Dodge & Cox Stock Fund	Yes	\$15,001 - \$50,000		\$2,501 - \$5,000
12	Dodge & Cox Income Fund	Yes	\$1,001 - \$15,000		\$1,001 - \$2,500
13	Vanguard Total International Index Fund	Yes	\$15,001 - \$50,000		\$2,501 - \$5,000
14	Grant Thornton LLP, cash balance pension plan	N/A	\$1,001 - \$15,000		None (or less than \$201)

#	DESCRIPTION	EIF	VALUE	INCOME TYPE	INCOME AMOUNT
15	BWXT stock sale	No	None (or less than \$1,001)	Capital Gains	\$2,501 - \$5,000
16	Phillips 66 stock sale (PSX)	No	None (or less than \$1,001)	Capital Gains	\$1,001 - \$2,500

6. Other Assets and Income

#	DESCRIPTION	EIF	VALUE	INCOME TYPE	INCOME AMOUNT
1	Rental House - Houston, TX	No	\$250,001 - \$500,000	Rent or Royalties	\$2,501 - \$5,000
2	Dependent Child 529 Account - Vanguard Total Bond Market Index Fund	Yes	\$1,001 - \$15,000		\$201 - \$1,000
3	Health Savings Account - iShares Core S&P 500 Index ETF	Yes	\$15,001 - \$50,000		\$201 - \$1,000
4	Brokerage Account - Vanguard Total Stock Market Index Fund ETF	Yes	\$100,001 - \$250,000		\$2,501 - \$5,000
5	Brokerage Account - Vanguard Total International Stock Index Fund ETF	Yes	\$100,001 - \$250,000		\$2,501 - \$5,000
6	Brokerage Account - Pulte Homes (PHM)	No	\$15,001 - \$50,000	Dividends	\$201 - \$1,000
7	Brokerage Account - Exxon Mobil (XOM) stock sale	No	None (or less than \$1,001)	Capital Gains	\$1,001 - \$2,500
8	Brokerage Account - BWX Technologies (BWXT) stock sale	No	None (or less than \$1,001)	Capital Gains	\$2,501 - \$5,000
9	Cash Savings Account - Domestic Bank	No	\$100,001 - \$250,000	Interest	\$1,001 - \$2,500
10	Checking Account - Domestic Bank Account	No	\$15,001 - \$50,000		None (or less than \$201)

#	DESCRIPTION	EIF	VALUE	INCOME TYPE	INCOME AMOUNT
11	Dependent Child 529 Account - Vanguard Total Stock Market Index	Yes	\$15,001 - \$50,000		\$1,001 - \$2,500
12	Dependent Child 529 Account - Vanguard Short Term Investment Grade Index Fund	Yes	\$1,001 - \$15,000		None (or less than \$201)
13	Dependent Child 529 Account - Vanguard Emerging Markets Stock Index Fund	Yes	\$1,001 - \$15,000		\$201 - \$1,000
14	Dependent Child 529 Account - Vanguard Developed Markets Index Fund	Yes	\$15,001 - \$50,000		\$201 - \$1,000
15	Dependent Child 529 Account - Vanguard Total International Bond Index Fund	Yes	\$1,001 - \$15,000		None (or less than \$201)
16	Health Savings Account - iShares TR Core MSCI Total ETF	Yes	\$1,001 - \$15,000		\$201 - \$1,000

7. Transactions

(N/A) - Not required for this type of report

8. Liabilities

None

9. Gifts and Travel Reimbursements

(N/A) - Not required for this type of report

Endnotes

Summary of Contents

1. Filer's Positions Held Outside United States Government

Part 1 discloses positions that the filer held at any time during the reporting period (excluding positions with the United States Government). Positions are reportable even if the filer did not receive compensation.

This section does not include the following: (1) positions with religious, social, fraternal, or political organizations; (2) positions solely of an honorary nature; (3) positions held as part of the filer's official duties with the United States Government; (4) mere membership in an organization; and (5) passive investment interests as a limited partner or non-managing member of a limited liability company.

2. Filer's Employment Assets & Income and Retirement Accounts

Part 2 discloses the following:

- Sources of earned and other non-investment income of the filer totaling more than \$200 during the reporting period (e.g., salary, fees, partnership share, honoraria, scholarships, and prizes)
- Assets related to the filer's business, employment, or other income-generating activities that (1) ended the reporting period with a value greater than \$1,000 or (2) produced more than \$200 in income during the reporting period (e.g., equity in business or partnership, stock options, retirement plans/accounts and their underlying holdings as appropriate, deferred compensation, and intellectual property, such as book deals and patents)

This section does not include assets or income from United States Government employment or assets that were acquired separately from the filer's business, employment, or other income-generating activities (e.g., assets purchased through a brokerage account). Note: The type of income is not required if the amount of income is \$0 - \$200 or if the asset qualifies as an excepted investment fund (EIF).

3. Filer's Employment Agreements and Arrangements

Part 3 discloses agreements or arrangements that the filer had during the reporting period with an employer or former employer (except the United States Government), such as the following:

- Future employment
- Leave of absence
- Continuing payments from an employer, including severance and payments not yet received for previous work (excluding ordinary salary from a current employer)
- Continuing participation in an employee welfare, retirement, or other benefit plan, such as pensions or a deferred compensation plan
- Retention or disposition of employer-awarded equity, sharing in profits or carried interests (e.g., vested and unvested stock options, restricted stock, future share of a company's profits, etc.)

4. Filer's Sources of Compensation Exceeding \$5,000 in a Year

Part 4 discloses sources (except the United States Government) that paid more than \$5,000 in a calendar year for the filer's services during any year of the reporting period.

The filer discloses payments both from employers and from any clients to whom the filer personally provided services. The filer discloses a source even if the source made its payment to the filer's employer and not to the filer. The filer does not disclose a client's payment to the filer's employer if the filer did not provide the services for which the client is paying.

5. Spouse's Employment Assets & Income and Retirement Accounts

Part 5 discloses the following:

- Sources of earned income (excluding honoraria) for the filer's spouse totaling more than \$1,000 during the reporting period (e.g., salary, consulting fees, and partnership share)
- Sources of honoraria for the filer's spouse greater than \$200 during the reporting period
- Assets related to the filer's spouse's employment, business activities, other income-generating activities that (1) ended the reporting period with a value greater than \$1,000 or (2) produced more than \$200 in income during the reporting period (e.g., equity in business or partnership, stock options, retirement plans/accounts and their underlying holdings as appropriate, deferred compensation, and intellectual property, such as book deals and patents)

This section does not include assets or income from United States Government employment or assets that were acquired separately from the filer's spouse's business, employment, or other income-generating activities (e.g., assets purchased through a brokerage account). Note: The type of income is not required if the amount of income is \$0 - \$200 or if the asset qualifies as an excepted investment fund (EIF). Amounts of income are not required for a spouse's earned income (excluding honoraria).

6. Other Assets and Income

Part 6 discloses each asset, not already reported, that (1) ended the reporting period with a value greater than \$1,000 or (2) produced more than \$200 in investment income during the reporting period. For purposes of the value and income thresholds, the filer aggregates the filer's interests with those of the filer's spouse and dependent children.

This section does not include the following types of assets: (1) a personal residence (unless it was rented out during the reporting period); (2) income or retirement benefits associated with United States Government employment (e.g., Thrift Savings Plan); and (3) cash accounts (e.g., checking, savings, money market accounts) at a single financial institution with a value of \$5,000 or less (unless more than \$200 of income was produced). Additional exceptions apply. Note: The type of income is not required if the amount of income is \$0 - \$200 or if the asset qualifies as an excepted investment fund (EIF).

7. Transactions

Part 7 discloses purchases, sales, or exchanges of real property or securities in excess of \$1,000 made on behalf of the filer, the filer's spouse or dependent child during reporting period.

This section does not include transactions that concern the following: (1) a personal residence, unless rented out; (2) cash accounts (e.g., checking, savings, CDs, money market accounts) and money market mutual funds; (3) Treasury bills, bonds, and notes; and (4) holdings within a federal Thrift Savings Plan account. Additional exceptions apply.

8. Liabilities

Part 8 discloses liabilities over \$10,000 that the filer, the filer's spouse or dependent child owed at any time during the reporting period.

This section does not include the following types of liabilities: (1) mortgages on a personal residence, unless rented out (limitations apply for PAS filers); (2) loans secured by a personal motor vehicle, household furniture, or appliances, unless the loan exceeds the item's purchase price; and (3) revolving charge accounts, such as credit card balances, if the outstanding liability did not exceed \$10,000 at the end of the reporting period. Additional exceptions apply.

9. Gifts and Travel Reimbursements

This section discloses:

- Gifts totaling more than \$390 that the filer, the filer's spouse, and dependent children received from any one source during the reporting period.
- Travel reimbursements totaling more than \$390 that the filer, the filer's spouse, and dependent children received from any one source during the reporting period.

For purposes of this section, the filer need not aggregate any gift or travel reimbursement with a value of \$156 or less. Regardless of the value, this section does not include the following items: (1) anything received from relatives; (2) anything received from the United States Government or from the District of Columbia, state, or local governments; (3) bequests and other forms of inheritance; (4) gifts and travel reimbursements given to the filer's agency in connection with the filer's official travel; (5) gifts of hospitality (food, lodging, entertainment) at the donor's residence or personal premises; and (6) anything received by the filer's spouse or dependent children totally independent of their relationship to the filer. Additional exceptions apply.

Privacy Act Statement

Title I of the Ethics in Government Act of 1978, as amended (the Act), 5 U.S.C. app. § 101 et seq., as amended by the Stop Trading on Congressional Knowledge Act of 2012 (Pub. L. 112-105) (STOCK Act), and 5 C.F.R. Part 2634 of the U. S. Office of Government Ethics regulations require the reporting of this information. The primary use of the information on this report is for review by Government officials to determine compliance with applicable Federal laws and regulations. This report may also be disclosed upon request to any requesting person in accordance with sections 105 and 402(b)(1) of the Act or as otherwise authorized by law. You may inspect applications for public access of your own form upon request. Additional disclosures of the information on this report may be made: (1) to any requesting person, subject to the limitation contained in section 208(d)(1) of title 18, any determination granting an exemption pursuant to sections 208(b)(1) and 208(b)(3) of title 18; (2) to a Federal, State, or local law enforcement agency if the disclosing agency becomes aware of violations or potential violations of law or regulation; (3) to another Federal agency, court or party in a court or Federal administrative proceeding when the Government is a party or in order to comply with a judge-issued subpoena; (4) to a source when necessary to obtain information relevant to a conflict of interest investigation or determination; (5) to the National Archives and Records Administration or the General Services Administration in records management inspections; (6) to the Office of Management and Budget during legislative coordination on private relief legislation; (7) to the Department of Justice or in certain legal proceedings when the disclosing agency, an employee of the disclosing agency, or the United States is a party to litigation or has an interest in the litigation and the use of such records is deemed relevant and necessary to the litigation; (8) to reviewing officials in a new office, department or agency when an employee transfers or is detailed from one covered position to another; (9) to a Member of Congress or a congressional office in response to an inquiry made on behalf of an individual who is the subject of the record; (10) to contractors and other non-Government employees working on a contract, service or assignment for the Federal Government when necessary to accomplish a function related to an OGE Government-wide system of records; and (11) on the OGE Website and to any person, department or agency, any written ethics agreement filed with OGE by an individual nominated by the President to a position requiring Senate confirmation. See also the OGE/GOVT-1 executive branch-wide Privacy Act system of records.

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